



PATENT
P-6041
(020187.0208PTUS)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): J.G. Nadeau et al.

SERIAL NO.: 10/826,654

GROUP: CUSTOMER
NO. 26253

FILING DATE: April 19, 2004

EXAMINER:

FOR: IMMUNO-AMPLIFICATION

The Commissioner of Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20231	
ON: <u>September 15, 2004</u>	(DATE OF DEPOSIT)
BY: <u>Donna M. Baumann</u>	(NAME OF DEPOSITOR)
<u>Donna M. Baumann</u>	<u>9-15-04</u>
(SIGNATURE)	(DATE)

TRANSMITTAL OF MISSING PARTS

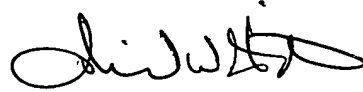
This communication is in response to the Notice to File Missing Parts of Application dated July 15, 2004. The missing part of the application was designated as the Declaration and Power of Attorney for Patent Application. Enclosed is a Declaration and Power of Attorney for Patent Application fully executed by the named inventor(s).

The Notice to File Missing Parts also stated that the present application failed to comply with the requirements of 37 C.F.R. §1.822 - §1.825.

Applicants have submitted a corrected sequence listing in computer readable form on diskette to Box Sequence, P.O. Box 2327, Arlington, Virginia, along with a written sequence listing and Statement under §1.821 f and g. Applicants herewith submit the written sequence listing and Statement under §1.821 f and g. The written copy is identical to the corrected computer readable copy submitted to Box Sequence.

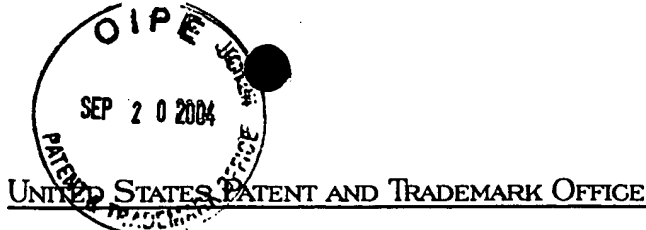
Kindly charge Deposit Account No. 02-1666 for the surcharge of \$130.00 in accordance with 37 CFR 1.16(e).

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'David W. Highet', with a stylized flourish at the end.

David W. Highet
Attorney for Applicants
Reg. No. 30,265

Becton, Dickinson and Company
1 Becton Drive
Franklin Lakes, New Jersey 07417
201-847-7111



Page 1 of 2
Response due 9/15/04
STAT *2/15/05*
JFW
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/826,654	04/19/2004	James Nadeau	020187.0208PTUS

32042
PATTON BOGGS LLP
8484 WESTPARK DRIVE
SUITE 900
MCLEAN, VA 22102

CONFIRMATION NO. 2135

FORMALITIES LETTER



OC000000013238283

Date Mailed: 07/15/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

09/20/2004 EFLORES 00000102 021666 10826654

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- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Meaza W
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY